

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION

Criminal No. 4:06-CR-36-F-2

Civil No. 4:10-CV-127-F

SYLVESTER D. JONES, JR.

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

ORDER

Having conducted an examination of petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings and it appearing that dismissal is not warranted at this time, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **forty (40)** days of the filing of this order.

SO ORDERED.

This the 20<sup>th</sup> day of October, 2010.



James C. Fox

Senior United States District Judge